



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : I-Chemg CHEN et al. Confirmation No: 2981
Appl. No. : 10/822,648
Filed : April 13, 2004
Title : Substrate Having A Zinc Oxide Nanowire Array Normal To Its
Surface And Fabrication Method Thereof

TC/A.U. : 1722
Examiner : R. M. Kunemund

Docket No.: CHEN3658/REF
Customer No: 23364

OK
to
[signature]
3/15/07

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Official Action of October 16, 2006, in connection with the above-identified application. This response is timely filed.

Applicants would like to begin by acknowledging with appreciation the indication in the outstanding Official Action that claims 9-21 are allowable and that claims 5-7 recite allowable subject matter and would be allowable if rewritten in independent format including all of the limitations of the base claim and any intervening claims. However, Applicants respectfully decline at this point in the prosecution of the instant application to rewrite these claims in independent format because Applicants respectfully submit that the pending claims of the instant application are allowable over the references of record and therefore the instant application is in immediate condition for allowance.

The rejection of claims 1-3 and 8 under 35 U.S.C. §103(a) as being unpatentable over the Chiuo et al. article has been carefully considered but is most respectfully traversed in light of the following comments.

Applicants wish to direct the Examiner's attention to the basic requirements of a prima facie case of obviousness as set forth in the MPEP § 2143. This section states that to establish a prima facie case of obviousness, three basic criteria first must be